



DEPARTMENT OF HEALTH & HUMAN SERVICES

Office of the Secretary
Office of the General Counsel



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January 31, 2018

Patrick Malone, Esq.
Patrick Malone & Associates
1310 L Street, N.W.
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Washington, DC 20005

Subject: Letters to NIH Regarding Dr. Sang-A Park

Dear Mr. Malone:

Your January 26, 2018, letters to Dr. Wanjun Chen, Mr. Alvin Hinton, and Ms. Kathleen Stephan of the National Institutes of the Health (NIH) concerning Dr. Sang-A Park have been referred to me for response.

Your letters to Dr. Chen and Ms. Stephan indicate that Dr. Park's parents are interested in having a memorial established in honor of Dr. Park. I understand that the process of planting a tree in Dr. Park's memory on the NIH's Bethesda campus has begun. I also understand that the NIH is considering publishing an article about Dr. Park and her work in an agency newsletter. NIH officials are also discussing other possible, suitable memorials for Dr. Park, and someone will follow up on the outcome of those discussions.

Your letter to Dr. Chen indicates that you may want to obtain a statement from him concerning Dr. Park in connection with a possible claim against the driver who struck Dr. Park. Please note that, in accordance with 45 C.F.R. Part 2, the NIH Director or designee must approve the testimony of an NIH employee relating to information obtained in the employee's official duties that is sought in a proceeding in which the United States is not a party. This regulation sets forth the requirements for submitting a request for Dr. Chen's testimony or that of any other NIH employee.

Your letter to Mr. Hinton, the Chief of the NIH Police, requests certain records relating to the accident in which Dr. Park was killed. The letter will be treated as a request for records under the Freedom of Information Act (FOIA), and I will forward it to the NIH's FOIA Officer for processing.

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The NIH community extends its condolences and sympathies to Dr. Park's family. Please contact me if you have any questions.

Sincerely yours,



David W. Lankford
Deputy NIH Legal Advisor

cc:

Wanjun Chen
Gorka Garcia-Malene
Alvin Hinton
Kathleen Stephan

FACSIMILE TRANSMISSION REQUEST

ADDRESSEE: Patrick A. Malone, Esq.

FROM: David Lankford
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Park

January 31, 2018

INSTRUCTIONS:

Response to January 26, 2018, letters to NIH officials.

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